## APPENDIX "A"

Atlanta & Saint Andrews Bay Railway Company
Atlanta and West Point Rail Road Company
Atlantic Coast Line Railroad Company
Central of Georgia Railway Company
Charleston and Western Carolina Railway Company
Georgia Rail Road & Banking Company
(operated as the Georgia Railroad by Lessees:
Atlantic Coast Line Railroad Company and
Louisville and Nashville Railroad Company)
Gulf, Mobile & Ohio Railroad Company
Louisville and Nashville Railroad Company
Macon, Dublin & Savannah Railroad Company
Norfolk & Western Railway Company
Seaboard Air Line Railroad Company
Tennessee, Alabama & Georgia Railway Company
The Virginian Railway Company
The Western Railway of Alabama

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## APPENDIX "B"

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA AT RICHMOND

Civil Action

No. 2432

SOUTHERN RAILWAY COMPANY, ET AL., *Plaintiffs,*

v.

THE UNITED STATES OF AMERICA, ET AL., *Defendants*

This cause, coming on to be heard before the undersigned, constituting a special District Court of three judges, convened in accordance with statute, was submitted for final decree by all parties upon the pleadings, the record made before the Interstate Commerce Commission,

together with a certified copy of the tariff published on November 16, 1956, forming the basis of the counter-claim, and the briefs and arguments of counsel.

*The Court finds that the order of the Commission dated May 4, 1956, as amended by subsequent stay orders, is within the scope of the Commission's statutory authority and based upon adequate findings, supported by substantial evidence, and that for reasons set forth in the written opinion filed herewith, that plaintiffs are not entitled to the relief prayed, that the temporary restraining order should be dissolved* and that plaintiffs should be ordered to comply promptly with the orders of the Commission as prayed in the counter-claim.

*NOW THEREFORE, it is ADJUDGED, ORDERED AND DECREED that the temporary restraining order of November 16, 1956, restraining the Interstate Commerce Commission from enforcing the third ordering paragraph of the order of May 4, 1956, as affirmed by order of October 1, 1956, be and it is hereby dissolved; that plaintiffs' petition for a permanent injunction be and it is hereby denied;* that plaintiffs be and they are hereby ordered to comply promptly with the orders of the Commission, as prayed in the counter-claim of the intervening railroad defendants and that the costs hereof be and they are hereby taxed against plaintiffs.

This the 12th day of July, 1957.

/s/ Simon E. Sobeloff
United States Circuit Judge

/s/ Albert V. Bryan
United States District Judge

/s/ Sterling Hutcheson
United States District Judge

## APPENDIX "C"

No. 31737

CRAMET, INC

v.

ALABAMA GREAT SOUTHERN RAILROAD COMPANY ET AL.

This proceeding being at issue upon complaint and answers on file, and having been duly heard and submitted by the parties, full investigation of the matters and things involved having been made, and said division having, on the date hereof, made and filed a report containing its findings of fact and conclusions thereon, which report is hereby referred to and made a part hereof:

*It is ordered,* That the defendants named in the complaint, according as they participate in the transportation, be, and they are hereby, notified and required to cease and desist, on or before August 10, 1956, and thereafter to abstain, from publishing, demanding, or collecting for the transportation of carload traffic from and to the points designated in the succeeding paragraphs hereof rates which exceed, and practices which differ from, those prescribed in said paragraphs.

*It is further ordered,* That said defendants, according as they participate in the transportation, be, and they are hereby, notified and required to establish, on or before August 10, 1956, upon not less than 30 days' notice to this Commission and to the general public by filing and posting in the manner prescribed in section 6 of the Interstate Commerce Act, and thereafter to maintain and apply to the transportation, in carloads, of rutile ore, minimum 80,000 pounds, rates which shall not exceed $8.50 per ton of 2,000 pounds from the Atlantic and Gulf ports embraced herein south of Norfolk, Va., to Chattanooga and Boyce, Tenn., and $9.50 per ton of 2,000 pounds from

Newport News and Norfolk, Va., to the said destinations, plus increases authorized in Ex Parte Nos. 175 and 196.

*It is further ordered, That said defendants, according as they participate in the transportation, be, and they are hereby, notified and required to establish, on or before August 10, 1956, upon not less than 30 days' notice to this Commission and to the general public by filing and posting in the manner prescribed in section 6 of the Interstate Commerce Act and thereafter to maintain and apply to the transportation of carload traffic requiring switching over the rails of the defendant Cincinnati, New Orleans and Texas Pacific Railway Company from Chattanooga, Tenn., to Boyce, Tenn., or in the reverse direction, switching charges, and provisions relating thereto, that will result in the maintenance of rates and charges, when the line-haul routing is over lines other than the defendant, that are the same as those applicable when the routing embraces the defendant as a line-haul carrier to or from Chattanooga.*

*And it is further ordered,* That this order in No. 31737 shall continue in full force and effect until the further order of the Commission.

By the Commission, division 2.

HAROLD D. McCOY,
Secretary.

(SEAL)